

November 6, 2001

Exemption No. 6523C
Regulatory Docket No. FAA-2001-9940

Mr. Richard E. Harding
Vice President of Operations
Peninsula Airways, Inc., d.b.a. PenAir
6100 Boeing Avenue
Anchorage, AK 99502

Dear Mr. Harding:

This is in response to your June 1, 2001, letter petitioning the Federal Aviation Administration (FAA) on behalf of Peninsula Airways, Inc., doing business as PenAir (PenAir), for an extension of Exemption No. 6523, as amended. That exemption from § 121.574(a)(1) and (3) of Title 14, Code of Federal Regulations (14 CFR) permits the carriage and operation of oxygen storage and dispensing equipment for medical use by patients requiring emergency or continuing medical attention while onboard an aircraft operated by PenAir when the equipment is furnished and maintained by a hospital treating the patient.

In your petition, you indicate that the conditions and reasons regarding public interest and safety, presented in the original petition upon which the exemption was granted, remain unchanged.

The FAA has determined that good cause exists for not publishing a summary of the petition in the Federal Register because the requested extension of the exemption would not set a precedent, and any delay in acting on this petition would be detrimental to PenAir.

The FAA has determined that the justification for the issuance of Exemption No. 6523, as amended, remains valid with respect to this exemption.

Please note the FAA has assigned a new docket number to this project (Docket No. FAA-2001-9940; previously Docket No. 28639). In an effort to allow the public

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to participate in tracking the FAA's rulemaking activities, we have transitioned to the Department of Transportation's Internet-accessible Docket Management System (DMS), located at <http://dms.dot.gov>. This new docket system enables interested persons to submit, view, and download requests to the DMS in accordance with 14 CFR § 11.63. Future requests should be submitted through the DMS.

In consideration of the foregoing, I find that a grant of exemption is in the public interest. Therefore, pursuant to the authority contained in 49 U.S.C. §§ 40113 and 44701, delegated to me by the Administrator, Exemption No. 6523, as amended, is hereby further amended by extending its October 31, 2002, termination date to October 31, 2004, unless sooner superseded or rescinded.

All other conditions and limitations of Exemption No. 6523, as amended, remain the same. This letter shall be attached to, and is a part of, Exemption No. 6523.

Sincerely,

/s/ Louis C. Cusimano
Acting Director, Flight Standards Service

AFS-01-490-E (Docket No. FAA-2001-9940) Exemption No. 6523C, 11/06/01

MR. RICHARD E. HARDING
VICE PRESIDENT OF OPERATIONS
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DBA PENAIR
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Certificate holding region: ASW-200, Flight Standards service, Southwest Region.